

Address any reply to: 31 Hopkins Plaza, Baltimore, Md. 21201

Department of the Treasury

BALEO-74-865

District Director

Internal Revenue Service

Date:

June 24, 1974

In reply refer to:

Am: EHI: 113: M.C. Alcia

Telephone: (301) 962-4769



► The National Council to Control Handguns
4114 Davis Place N. W. Apt 204
Washington, D. C. 20007

Internal Revenue Code: Section 501(c) (4)

Form 990 Required: ☒ Yes ☐ No

Accounting Period Ending: December 31

Dear Applicant:

Based on information supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from Federal income tax under the provisions of the Internal Revenue Code section indicated above.

Unless specifically excepted, you are liable for taxes under the Federal Insurance Contributions Act (social security taxes) on remuneration of \$50 or more to each of your employees during a calendar quarter. And, unless excepted, you are also liable for tax under the Federal Unemployment Tax Act on remuneration of \$50 or more to each of your employees during a calendar quarter if, during the current or preceding calendar year, you have one or more employees at any time in each of 20 calendar weeks or pay wages of \$1,500 or more in any calendar quarter. If you have any questions about excise, employment, or other Federal taxes, please address them to this office.

If your purposes, character, or method of operation is changed, you must let us know so we can consider the effect of the change on your exempt status. Also, you must inform us of all changes in your name or address.

The block checked at the top of this letter shows whether you must file Form 990, Return of Organization Exempt From Income Tax. If the Yes box is checked, you are only required to file Form 990 if your gross receipts each year are normally more than \$5,000. If a return is required, it must be filed by the 15th day of the fifth month after the end of your annual accounting period. The law imposes a penalty of \$10 a day, up to a maximum of \$5,000, for failure to file the return on time.

You are not required to file Federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T. In this letter we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

You need an employer identification number even if you have no employees. If an employer identification number was not entered on your application, a number will be assigned to you and you will be advised of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

Please keep this determination letter in your permanent records.

As a social welfare organization, contributions to you are not deductible by donors. You should advise your contributors to that effect.

Sincerely yours,

Gerald G. Portney
District Director

cc: Jerome F. Donovan
Counselor at Law
1707 H Street, N. W.
Washington, D. C. 20006

	Initiator	Reviewer	Reviewer	Reviewer
Initials	MEC	MPK		
Date	7/11/74	7/11/74		

POWER OF ATTORNEY

National Council to Control Handguns, hereafter referred to as taxpayer, a non-profit corporation organized and incorporated pursuant to relevant provisions of the District of Columbia Code, having its principal place of business at 4114 Davis Place, N. W., Apt. 204, Washington, D. C. 20007, hereby appoints Jerome F. Donovan, 1707 H Street N. W., Washington, D. C. 20006, as attorney-in-fact to represent taxpayer, before any office of the Internal Revenue Service with respect to all of taxpayer's tax matters, including, but not limited to, taxpayer's application for an exemption pursuant to Section 501(c)(4), Internal Revenue Code.

Said attorney-in-fact shall, subject to revocation, have authority to receive confidential information and full power to perform on behalf of taxpayer all acts required by the Internal Revenue Service in connection with taxpayer's tax matters.

Copies of notices and other written communications addressed to the taxpayer in proceedings involving the above matters should be sent to:

Jerome F. Donovan, Esq.
1707 H Street, N. W.
Suite 700
Washington, D. C. 20006
Telephone (202) 965-4693

Mark Borinsky (Signature) Co-Chairman (Title) April 9, 1974 (Date)

I declare that I am not currently under suspicion of disbarment from practice before the Internal Revenue Service and that I am a member in good standing of the bar of the highest court of the District of Columbia

4/9/78
(Date)

Jerome F. Donovan
Jerome F. Donovan

FORM 1024
(Rev. March 1964)
U.S. Treasury Department
Internal Revenue Service

EXEMPTION APPLICATION

(To be made only by a principal officer of the organization claiming exemption)

To be filed in duplicate
with the District Director
for your District.

For the use of organizations applying for exemption under section 501 (a) of the Internal Revenue Code which are described in the following subsections: (Check the applicable subsection.)

☒ Section 501 (c) (4)—Civic leagues or social welfare organizations (including posts, councils, etc., of veterans' organizations).

☐ Section 501 (c) (4)—Local associations of employees.

☐ Section 501 (c) (5)—Labor, agricultural, or horticultural organizations.

☐ Section 501 (c) (6)—Business leagues, chambers of commerce, etc.

☐ Section 501 (c) (8)—Fraternal beneficiary societies, etc.

EVERY ORGANIZATION THAT CLAIMS TO BE EXEMPT MUST FURNISH THE INFORMATION AND DATA SPECIFIED IN DUPLICATE. IF ANY ORGANIZATION FAILS TO SUBMIT THE INFORMATION AND DATA REQUIRED, THIS APPLICATION WILL NOT BE CONSIDERED ON ITS MERITS AND WILL BE RETURNED.

1a. FULL NAME OF ORGANIZATION

National Council to Control Handguns

b. EMPLOYER IDENTIFICATION NUMBER

Age Instruction F
23-7321017

2. COMPLETE ADDRESS (Number, street, city or town, State and Postal ZIP code)

4114 Davis Place, N.W., Apt. 204, Washington, D.C. 20007

3. DATE SUBMITTED

March 11, 1974

4a. IS THE ORGANIZATION INCORPORATED?

☒ Yes ☐ No

b. IF "YES," IN WHICH STATE AND UNDER WHICH LAW (GENERAL CORPORATION, NOT FOR PROFIT, MEMBERSHIP, EDUCATIONAL, ELEMOSYNARY, ETC.)? CITE STATUTORY PROVISIONS.

District of Columbia Code, Title 29, Ch. 10, et seq. (Nonprofit Corporations)

c. IF NOT INCORPORATED, WHAT IS FORM OF ORGANIZATION?

Not Applicable

d. DATE INCORPORATED OR ORGANIZED

January 16, 1974

e. MONTH AND DAY ON WHICH THE ANNUAL ACCOUNTING PERIOD ENDS

December 31

5a. HAS ORGANIZATION FILED FEDERAL INCOME TAX RETURN (S)?

☐ Yes ☒ No

b. IF "YES," FORM NUMBER OF RETURN FILED AND INTERNAL REVENUE DISTRICT WHERE FILED.

6a. ARE YOU THE OUTGROWTH OR CONTINUATION OF ANY FORM OF PREDECESSOR(S)?

Yes No

X

If "Yes," attach a statement indicating the name of your predecessor(s), the period during which it was in existence, and the reasons for its termination. Submit copies of all papers by which the transfer of assets, if any, was effected.

b. IS CAPITAL STOCK ISSUED AND OUTSTANDING?

Yes No

X

If "Yes," attach a statement indicating (1) class or classes of such stock, (2) the number and par value of the shares, (3) the consideration for which issued, and (4) whether any dividends have been paid or whether your certificate of organization authorizes such payment on any class of such stock.

c. HAVE YOU MADE OR DO YOU PLAN TO MAKE ANY DISTRIBUTION OF YOUR PROPERTY OR SURPLUS TO SHAREHOLDERS OR MEMBERS?

Yes No

X

If "Yes," attach a statement containing full details, including (1) amounts or value, (2) source of funds or property distributed or to be distributed, and (3) basis of and authority for distribution or planned distribution.

d. DOES ANY PART OR WILL ANY PART OF YOUR RECEIPTS REFLECT PAYMENT FOR SERVICES OF ANY CHARACTER RENDERED OR TO BE RENDERED?

Yes No

X

If "Yes," attach a statement explaining in detail.

e. HAVE YOU MADE OR DO YOU PLAN TO MAKE ANY PAYMENTS TO MEMBERS OR SHAREHOLDERS FOR SERVICES RENDERED OR TO BE RENDERED?

Yes No

X

If "Yes," attach a statement explaining in detail.

f. DOES ANY PART OR DO YOU PLAN TO HAVE ANY PART OF YOUR NET INCOME INURE TO THE BENEFIT OF ANY PRIVATE SHAREHOLDER OR INDIVIDUAL?

Yes No

X

If "Yes," attach a statement explaining in detail.

g. DO YOU PAY OR DO YOU PLAN TO PAY SICK OR DEATH BENEFITS, OR PENSIONS OR ANNUITIES TO YOUR MEMBERS?

Yes No

X

If "Yes," attach a statement explaining the rules for eligibility.

7. YOU MUST SUBMIT COPIES OF ALL ADMINISTRATIVE OPINIONS AND SUPPORT CITATIONS OF ALL JUDICIAL DECISIONS AS WELL AS COPIES OF APPLICATIONS OR REQUESTS FOR SUCH OPINIONS AND DECISIONS (IF ANY) RELATING TO THE FOLLOWING QUESTIONS:

a. HAVE YOU EVER RECEIVED OR REQUESTED ANY EXEMPT OR SPECIAL STATUS UNDER THE LAW OF THIS STATE OF YOUR INCORPORATION OR OPERATION, SUCH AS INCOME OR PROPERTY TAX EXEMPTION?

Yes No

X

b. ARE YOU UNDER THE SUPERVISORY JURISDICTION OF ANY STATE, COUNTY, OR CITY REGULATORY BODY, SUCH AS THE SOCIAL WELFARE AGENCY, BOARD OF REGENTS, ETC., FOR THAT SUCH STATUS EVER BEEN REQUESTED?

Yes No

X

c. HAS ANY COURT (INCLUDING A COURT OF PROBATE, SUGGATE'S COURT, ETC.) EVER DECLARED THAT YOU ARE ORGANIZED AND OPERATED FOR CHARITABLE, ETC., PURPOSES?

Yes No

X

8. IF YOU ARE CLAIMING EXEMPTION AS AN ORGANIZATION DESCRIBED IN SECTION 501 (c) (4) (Fraternal Association of Employees), ATTACH A STATEMENT GIVING NAMES AND ADDRESSES OF EMPLOYERS WHOSE EMPLOYEES ARE ELIGIBLE FOR MEMBERSHIP IN THE ASSOCIATION. IF EMPLOYEES OF MORE THAN ONE PLANT OR OFFICE OF THE SAME EMPLOYER ARE ELIGIBLE FOR MEMBERSHIP, GIVE THE ADDRESS OF EACH PLANT OR OFFICE.

9. IF YOU ARE CLAIMING EXEMPTION AS AN ORGANIZATION DESCRIBED IN SECTION 501 (c) (6), DO YOU PERFORM OR DO YOU PLAN TO PERFORM PARTICULAR SERVICES FOR MEMBERS, SHAREHOLDERS, OR OTHERS, SUCH AS FURNISHING CREDIT REPORTS, COLLECTING ACCOUNTS, INSPECTING PRODUCTS, CONDUCTING ADVERTISING, PURCHASING MERCHANDISE, OR OTHER SIMILAR UNDERTAKINGS? ☐ Yes ☒ No. IF "YES," ATTACH A STATEMENT IN DETAIL, INCLUDING INCOME REALIZED AND EXPENSES INCURRED, REGARDING SUCH ACTIVITIES. IF ENGAGED IN ADVERTISING, ATTACH SPECIMEN COPIES OF MATERIAL.

10a. If you are claiming exemption as a fraternal beneficiary society, etc., as described in Section 501(c)(8), state whether the organization operates or plans to operate under the lodge system or for the exclusive benefit of the members of an organization so operating. (Operating under the lodge system means carrying on activities under a form of organization that comprises local branches, chartered by a parent organization and largely self-governing, called lodges, chapters, or the like.)

b. In the case of a subordinate or local lodge, etc., attach a certificate signed by the secretary of the parent organization, under the seal of that organization, certifying that the subordinate lodge is a duly constituted body operating under the jurisdiction of the parent body.

c. In the case of a parent or grand lodge, attach a statement showing (1) the number of subordinate lodges in active operation, and (2) whether periodical meetings are actually held.

d. Attach a statement describing the types of benefits (life, sick, accident, or other benefits) paid or to be paid members.

11. YOU MUST ATTACH COPIES IN DUPLICATE OF THE FOLLOWING:

- If incorporated, a copy of your articles of incorporation, or if not incorporated, a copy of your constitution, articles of association, declaration of trust, or other document setting forth your aims and purposes. (Conformed copies must be furnished of the original document, all amendments thereto, and any changes presently proposed.)
- A copy of your bylaws or other similar code of regulations. (Conformed copies must be furnished of the original document, all amendments thereto, and any changes presently proposed.)
- A complete statement of assets and liabilities as of the end of each annual accounting period of operation (or as of the date of the filing of this application, if you were in existence for less than a year).
- A statement of receipts and expenditures for each annual accounting period of operation (or for the period for which you were in existence, if less than a year). This statement should set forth clearly the sources of receipts and purposes of expenditures. These items should include but are not limited to:
 - Where funds have been loaned or borrowed, the reason for the transaction, the security given, and interest required.
 - The extent to which the receipts or income is derived from nonmembers through ticket sales, facilities furnished, or other income producing activities.
 - Where applicant is a party to a lease, the other party being an officer, member, shareholder, or employee of the applicant or its predecessor, the amount received or paid for the lease, reasons for the transaction, and a statement as to the fair market value of the property and how that value was determined.
- A brief statement which states the specific purposes for which the organization was formed. (Do not quote from or make reference to the articles of incorporation or bylaws for this purpose.)
- A statement explaining in detail each fund-raising activity and each business enterprise you have engaged in or plan to engage in, accompanied by copies of all agreements, if any, with other parties for the conduct of each fund-raising activity or business enterprise.
- A statement which describes in detail the nature of your activities, activities which you sponsor, and proposed activities.
- A statement which explains fully any specific activities that the organization has engaged in or sponsored and which have been discontinued. (Give dates of commencement and termination and the reasons for discontinuance.)
- A statement which describes the purposes, other than in payment for services rendered or supplies furnished, for which the organization's funds are expended or will be expended.
- A copy of each lease, if any, in which you are the lessee or lessor of property (real, personal, gas, oil, or mineral) or in which you own an interest under such lease, together with copies of all agreements with other parties for development of the property.
- A statement which clearly indicates what State statutes or court decisions govern the distribution of assets upon dissolution. (This statement may be omitted if the organization's charter, certificate, or other instrument of organization makes provision for such distribution.)
- A statement which clearly indicates what qualifications are necessary for membership in the organization. (This statement may be omitted if the charter, certificate, or other instrument of organization so provides.)

INSTRUCTIONS

A. FILING OF APPLICATION

The completed application, together with all information and data required, should be filed in duplicate with your District Director of Internal Revenue. As soon as practicable after the information and data are received, the organization will be advised of the Commissioner's determination and of the annual returns which will be required to be filed.

B. ATTACHMENTS

Every attachment should show the name and address of the organization, the date, an identifiable heading, and that it is an attachment to Form 1024.

In addition to the documents and statements listed which must be filed, any additional information citing court decisions, rulings, opinions, etc., should be filed for purposes of expediting processing of the application.

C. POWER OF ATTORNEY

If the organization expects to be represented in person or by correspondence by an agent or an attorney, a power of attorney specifically authorizing the agent or attorney to represent the organization must be filed.

D. CLAIM FOR EXEMPTION

A mere claim or contention by an organization that it is exempt from income tax under section 501 (a) of the Internal Revenue Code will not relieve the organization from filing income tax returns and paying the tax.

E. REQUESTS FOR WITHHOLDING OF INFORMATION

Any information which is submitted in the application or in support of it and which is determined by the Commissioner to relate to any trade secret, patent, process, style of work, or apparatus, may upon request be withheld from public inspection if the Commissioner determines that the disclosure of such information would adversely affect the organization. Such requests must (1) clearly identify the material to be withheld (the document, page, paragraph, and line), (2) include the reasons for the organization's position that the information is of the type which may be withheld from public inspection, and (3) be filed with the documents in which the material to be withheld is contained.

F. EMPLOYER IDENTIFICATION NUMBER

Enter your employer identification number on line 1 b. If you have no identification number, you must obtain one before filing this exemption application. To obtain one, file Form SS-4, Application for Employer Identification Number, with your District Director of Internal Revenue.

DECLARATION

Under penalties of perjury, I declare that I have examined this application, including accompanying statements, and to the best of my knowledge and belief it is true, correct, and complete.

April 9, 1974

Date

Mark Corinsky

Signature of officer

Co-chairman

Title

National Council to Control Handguns
4114 Davis Place, N.W., Apt. 204
Washington, D.C. 20007
March 11, 1974

ATTACHMENT TO FORM 1024, PAGE 1

- 11.c. Until it succeeds in raising funds from members, the Council's expenses are being underwritten by its primary organizer, Mark Borinsky. As of the date of filing this application, the Council has no assets and no liabilities.
- d. (1) None.
(2) None.
(3) None.
Other: No receipts have been recorded (see 11.c., above).
Expenditures to date have been restricted to fees paid to Jerome F. Donovan, Esq., in the amount of \$837.50, for legal services rendered in connection with incorporating the Council.
- e. The Council was formed to alert American citizens to the need to control the indiscriminate possession of handguns and to promote legislation to achieve reasonable control of the possession of handguns on the local, state, and Federal levels of government.
- f. The Council plans to use its board members to raise money through personal solicitation and solicitation by mail, telephone, and, possibly, advertising in newspapers, magazines, radio, and television. Although no definite fund-raising plan has been devised, such a plan may include retaining professional fund-raising counsel to help draft a fund-raising campaign.
- g. The Council plans to (a) operate as a national information clearinghouse for the benefit of sympathetic organizations in the States (the information would include the status of relevant State and Federal legislation and activities of relevant local groups); (b) conduct informal seminars in Washington, D.C., on the control of handguns; (c) finances permitting, publish a newsletter; and (d) lobby for appropriate legislation in Congress and, possibly, State legislatures.
- h. None.
- i. The Council's funds will be expended in furtherance of the purposes described in 11.g., above.
- j. None.
- k. See Articles of Incorporation, attached.
- l. See Articles of Incorporation, attached.

National Council to Control Handguns
4114 Davis Place, N. W., Apt. 204
Washington, D. C. 20007

April 24, 1974

Supplement to Form 1024

I certify that the Articles of Incorporation heretofore submitted are a true, correct, and complete copy of the original as approved by the District of Columbia on January 16, 1974.

Dated: April 24, 1974.

NATIONAL COUNCIL TO CONTROL HANDGUNS

By Mark Borinsky
Mark Borinsky
Co-Chairman and Chief Executive
Officer

ARTICLES OF AMENDMENT
to the
ARTICLES OF INCORPORATION
OF

National Council to Control Handguns, Inc.

To: The Recorder of Deeds, D.C.
Washington, D.C.

Pursuant to the provisions of the District of Columbia Non-profit Corporation Act, the undersigned adopts the following Articles of Amendment to its Articles of Incorporation:

FIRST: The name of the corporation is: The National Council to Control Handguns, Inc.

SECOND: The following amendment of the Articles of Incorporation was adopted by the Corporation in the manner prescribed by the District of Columbia Non-profit Corporation Act:

"Be it resolved that effective December 1, 1978, the name of the National Council to Control Handguns be changed to HANDGUN CONTROL, Inc."

THIRD: The amendment was adopted by a consent in writing signed by all members entitled to vote with respect thereto.

Date: October 30, 1978

National Council to Control Handguns

By: Nelson T. Shields
Nelson T. Shields
Chairman

Attest:

Mark Borinsky
Mark Borinsky
Secretary

FILED	NOV 13 1978
BY	<u>S. [Signature]</u>

OFFICE OF RECORDER OF DEEDS, D. C.

Corporation Division
Sixth and D Streets, N.W.
Washington, D. C. 20001

CERTIFICATE

THIS IS TO CERTIFY that all provisions of the District of Columbia
Non-profit Corporation Act have been complied with and ACCORD-
INGLY this Certificate of Amendment

is hereby issued to the NATIONAL COUNCIL TO CONTROL HANDGUNS
(changed to) HANDGUN CONTROL, INC.

as of the date hereinafter mentioned.

Date **November 13, 1978**

PETER S. RIDLEY,
Recorder of Deeds, D. C.

John M. Duty
John M. Duty
Assistant Superintendent of Corporations

ARTICLES OF INCORPORATION
OF THE
NATIONAL COUNCIL TO CONTROL HANDGUNS

To: Recorder of Deeds, D. C.
Washington, D. C.

We, the undersigned, desiring to associate ourselves as a Corporation for the purposes hereafter stated, pursuant to the provisions of Title 29, Chapter 10, of the District of Columbia Code, 1973 Edition, known as the District of Columbia Nonprofit Corporation Act, do hereby certify as follows:

1. The name of the Corporation is The National Council to Control Handguns, hereafter referred to as "the Corporation."
2. The Corporation is to have perpetual existence.
3. The purposes for which the Corporation is organized are as follows:

To operate on a nonprofit, nonpartisan basis for the promotion of the social welfare of the United States by working for the formulation and adoption of reasonable and practical measures for the control of handguns.

To promote legislative, executive, and administrative action and, where necessary, to take appropriate legal action to further these purposes.

To keep its members and the general public informed on these issues, thereby enabling them to make their voices heard on relevant legislative actions at the federal, state, and local levels.

4. The Corporation shall have members. The members shall have voting rights as prescribed in the By-Laws.

5. The Corporation may exercise all power or authority granted to it under the District of Columbia Nonprofit Corporation Act or otherwise, including, but not limited to, the power to accept donations of money or property, whether real or personal, or any interest therein, wherever situated.

6. The affairs of the Corporation shall be managed by a Board of Directors, hereafter referred to for all purposes as "the Governing Board." Qualifications for membership on the Governing Board shall be prescribed in the By-Laws. The number of members of the Governing Board shall be fixed by the By-Laws, but in no event shall be less than three, and may be increased from time to time as provided in the By-Laws. Each member of the Governing Board shall be elected or appointed in the manner and for the term provided in the By-Laws and shall hold office for the term for which he or she is elected or appointed and until his other successor is elected or appointed and qualified. The Governing Board may, by resolution adopted by a majority of the Governing Board members in office, designate and appoint an Executive Committee, consisting of two or more members of the Governing Board. To the extent provided in such resolution, any such Executive Committee may have and exercise the authority of the Governing Board in the management of the Corporation.

The Governing Board shall have the power to make, alter, amend, or repeal the By-Laws of the Corporation, except that there shall be no provision therein which would enlarge or be contrary to the objects and purposes of the Corporation as set forth in Article 3 hereof. The first By-Laws of the Corporation may be adopted by the incorporators named in the Articles of Incorporation.

7. At all times, and notwithstanding merger, consolidation, reorganization, termination, dissolution, or winding up of this Corporation, voluntary or involuntary or by operation of law, or any other provisions hereof:

A. This Corporation shall not possess or exercise any power or authority either expressly, by interpretation, or by operation of law that will or might prevent it at any time from qualifying, and continuing to qualify, as a corporation described in Section 501(c)(4) of the Internal Revenue Code of 1954 (hereafter referred to as "the Code"); nor shall it engage directly or indirectly in any activity which might cause the loss of such qualification.

B. No part of the assets or net earnings of this Corporation shall ever be used, nor shall this Corporation ever be organized or operated, for purposes that do not exclusively promote social welfare within the meaning of Section 501(c)(4) of the Code.

C. This Corporation shall never be operated for the primary purpose of carrying on a trade or business for profit.

D. At no time shall this Corporation engage in any activities which are unlawful under the laws of the United States of America, the District of Columbia, or any other jurisdiction where its activities are carried on.

E. No compensation, loan, or other payment shall be paid or made to any officer, Governing Board member, Executive Committee member, incorporator of this Corporation, or substantial contributor to it, except as reasonable compensation for services rendered and/or as a reasonable allowance for authorized expenditures incurred on behalf of this Corporation; and no part of the assets or net earnings,

13. The name and address of each incorporator is as follows:

Mark Borinsky
4114 Davis Place, N. W.
Washington, D. C. 20007

Janet Sue Borinsky
3110 - 34th Street, N. W.
Washington, D. C. 20008

Martha Carol Weiss
3110 - 34th Street, N. W.
Washington, D. C. 20008

14. IN WITNESS WHEREOF, we have signed and acknowledged these Articles
of Incorporation this 9 day of January 1974.

Mark Borinsky
Mark Borinsky

Janet Sue Borinsky
Janet Sue Borinsky

Martha Carol Weiss
Martha Carol Weiss

0150-0015

current or accumulated, of this Corporation shall ever be distributed to, or divided among, any such person, or inure to, be used for, accrue to, or benefit any such person or private individual.

8. Upon the dissolution of the Corporation in any manner or for any reason, its assets, if any, remaining after payment (or provision for payment) of all liabilities of the Corporation, shall be distributed to one or more organizations having either exclusively charitable, religious, scientific, or educational purposes or a primary purpose to promote social welfare.

9. Any references herein to any provision of the Internal Revenue Code of 1954 shall be deemed to mean such provision as now or hereafter existing, amended, supplemented, or superseded, as the case may be.

10. The private property of the officers, Governing Board members, or Executive Committee members of the Corporation shall not be subject to payment of corporate debts to any extent whatever.

11. The Corporation's initial registered agent and the address of its initial registered office are as follows:

Jerome F. Donovan, Esquire
1707 H Street, N. W.
Washington, D. C. 20006

12. The number of members of the first Governing Board of the Corporation shall be three. Their names and addresses are as follows:

Mark Borinsky
4114 Davis Place, N. W.
Washington, D. C. 20007

Edward O. Welles
5186 Watson Street, N. W.
Washington, D. C. 20006

Lauri Ferri
5532 South Shore Drive
Chicago, Illinois 60637

DISTRICT OF COLUMBIA) SS:

I, Harold Schleicher a Notary Public, hereby certify that
on the 9th day of January, 1974, MARK BORINSKY, JANET SUE BORINSKY,
and MARTHA CAROL WEISS personally appeared before me, and the said persons,
being by me first duly sworn, declared that they signed the Articles of
Incorporation bearing date signed the 9th day of January, 1974
hereto annexed, as incorporators, and that the statements therein contained
are true.

Given under my hand and seal this 9th day of January, 1974.

Harold Schleicher
Notary Public

My Commission expires: July 31 1976

01500018

BY-LAWS
OF THE
NATIONAL COUNCIL TO CONTROL HANDGUNS

Article I. NAME

The name of the corporation is the National Council to Control Handguns.

Article II. PURPOSE

The corporation (hereinafter the Council) has been organized as a nonprofit corporation under the District of Columbia Nonprofit Corporation Act (hereinafter "Nonprofit Corporation Act") to operate on a nonprofit basis for the promotion of social welfare, as more fully set forth in its Articles of Incorporation.

Article III. OFFICES AND REGISTERED AGENT

1. The principal office of the Council, and such other offices as it may establish, shall be located at such place or places, either within or without the District of Columbia, as may be designated by the Governing Board. The Council shall also continuously maintain within the District of Columbia a registered office in compliance with the Nonprofit Corporation Act, at such place as may be designated by the Governing Board.

2. The Council shall continuously maintain within in the District of Columbia a registered agent in compliance with the Nonprofit Corporation Act, which agent shall be designated by the Governing Board. Any change in the registered office or change in the registered agent shall be accomplished in compliance with the Nonprofit Corporation Act. Such agent may be an individual resident in the District of Columbia whose business office is identical with the registered office of the Council; a District of Columbia Corporation (whether for profit or not for profit); or a corporation formed outside the District of Columbia, provided such foreign corporation is authorized to transact business or conduct its affairs within the District of Columbia and has an office identical with the registered office of the Council.

Article IV. GOVERNING BOARD

1. General Powers. Management and conduct of the affairs of the Council shall be vested in and controlled by its Board of Directors, hereinafter referred to for all purposes as "the Governing Board." The members of the Governing Board shall possess, and may exercise, any and all powers granted to the Council under the District of Columbia Nonprofit Corporation Act and its Articles of Incorporation. In

furtherance, but not in limitation, of the authority to govern the Council, the Governing Board shall have the following powers:

- (a) To elect one of its number as Chairman and one or more of its number as Vice-Chairmen. The Chairman shall serve a three-year term and Vice-Chairmen one-year terms, and be eligible for re-election.
- (b) To apply and expend, for the purposes expressed herein and in the Articles of Incorporation, the net income of the Council and/or any or all of the principal or capital thereof.
- (c) To employ agents and attorneys for the administration of the Council and, to this end, to delegate to such agents or attorneys such ministerial duties as are deemed proper. In no event, however, may such duties include determining the purposes for which the income and assets of the Council are to be devoted, or the selection of recipients of distributions from the Council, or the selection of activities in which the Council shall engage.
- (d) To accept gifts, bequests, devises or grants or other contributions of real and personal property, or interests therein, on behalf of the Council, provided the terms and conditions under which such contributions are made shall not be inconsistent with the purposes and objects of the Council.
- (e) To invest any money received by the Council in certificates of deposit, or any stocks, bonds or any other obligations or securities of any corporation or corporations as the Governing Board shall deem advisable.
- (f) To vote in person or by proxy at any meeting of the stockholders of any corporation the stock of which shall be owned by the Council, on any question lawfully coming before such meeting.
- (g) To designate, by vote of majority of the Governing Board then in office, an Executive Committee, consisting of at least two (2) Directors of the Governing Board, which to the extent provided in the resolution adopted by the Governing Board, shall have and exercise the authority of the Governing Board in the management of the Council. Election to the Executive Committee shall be taken by mail or at a regularly scheduled meeting of the Governing Board.
- (h) To designate, or authorize the Chairman of the Governing Board to designate, any other committees, including an Honorary Board of Directors, not limited in membership to Directors of the Governing Board, to assist in and advise on the management of the Council, and whose members shall serve one-year terms.
- (i) To pay all costs, expenses and charges in connection with the administration of the Council, including, but not limited to, attorneys' fees and agents' fees.

2. Number. The number of Directors on the Governing Board shall not be more than twenty-five (25) during the first year of the Council's existence. Thereafter, such number may be increased or decreased from time to time by amendment to these by-laws as specified in Article VIII hereof, provided, however, that the number of Directors comprising the Governing Board shall never be reduced to less than three (3), and provided, further, that no reduction in the number of Directors shall have the effect of shortening the term of any Director in office at the time such amendment becomes effective.
3. Residence. Directors of the Governing Board need not be residents of the District of Columbia.
4. Tenure. The Directors elected to the Governing Board during the first year of the Council's existence shall serve one-year terms and be eligible for re-election to additional terms. Thereafter, tenure of Directors may be increased or decreased from time to time by amendment to these by-laws pursuant to Article VIII hereof.
5. Election of Directors. The Directors elected to the Governing Board during the first year of the Council's existence shall be elected by a majority of the Governing Board in office by a vote which may be taken at a meeting or by mail. Thereafter, procedures for election of Directors may be adopted or altered from time to time by amendment to these by-laws pursuant to Article VIII hereof.
6. Termination of office of a Director; election of successor or new Director. The tenure of any Director of the Council shall automatically terminate upon the effective date of his or her resignation submitted in writing to the Governing Board, upon his or her death, or upon a vote at the time to remove him or her from office. Any vacancy occurring in the Governing Board shall be filled by the majority vote of the remaining Directors, which may be taken at a meeting of the Governing Board or by mail. A Director elected to fill a vacancy in the Governing Board shall be elected for the unexpired term of his or her predecessor in office. Such successor shall, upon assuming office as a Director, be subject to and governed by all the provisions of these by-laws. In the event the number of Directors is increased by amendment to these by-laws, the additional Directors shall be subject to and governed by all the provisions of these by-laws.
7. Decisions by the Governing Board; quorum for meetings. A quorum for the transaction of business by the Governing Board shall be one-third of the total number of Directors of the Governing Board in office at the time of the meeting. In the absence of a quorum, a majority of those Directors present may adjourn the meeting. The affirmative vote of a majority of the Directors present and voting at a Governing Board meeting at which a quorum is present shall be necessary and sufficient to the making of decisions by the Governing Board, except:
 - (a) as a larger vote at any time be otherwise specifically required by these by-laws, and

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(b) as the vote of a greater number or proportion of the Governing Board is, or may at any time be required by the Nonprofit Corporation Act for the taking of specific actions.

Decisions made in accord with the above provisions shall be the act of the Governing Board for any and all purposes.

8. Meetings

(a) In general. Except as otherwise provided in these by-laws, decisions of the Governing Board shall be made at duly constituted meetings. Regular meetings may be held either within or without the District of Columbia, and shall be held at such times and in such places as the Governing Board may by resolution determine in advance. Special meetings shall be convened at the request of the Chief Executive Officer of the Council, and shall be held at the time and place (either within or without the District of Columbia) as shall be specified in such request.

(b) Notice. Both regular and special meetings of the Governing Board, or any change in the time or place thereof, must be preceded by written notice thereof to each Director. Such notice shall specify the date, time, and place of the meeting, but need not specify the purpose for the meeting or the business to be conducted. Such notice must be given not less than two, nor more than thirty, days prior to the meeting date, and must be either delivered personally to each Director or mailed (including the sending of a telegram) to him at his business address. If such a notice is given by mail, it shall be deemed delivered when deposited in the United States mail, properly addressed, and with postage prepaid thereon. If such notice is given by telegram, it shall be deemed delivered when the content of the telegram is delivered to the telegraph company.

Notwithstanding the foregoing requirements, a Director may waive notice of the time and place of any regular or special meeting. Attendance at a regular or special meeting shall constitute a waiver of notice, except where the Director attends a meeting for the express purpose of objecting to the conduct of business on the ground that the meeting was not lawfully called or is not lawfully convened. A written statement filed with the Governing Board by any Director either before or after a meeting is held, which recites knowledge of date, time, and place of such meeting and specifically waives notice thereof, shall be considered effective to dispense with the requirement for prior written notice to such Director.

(c) Action by Governing Board without Meeting. Any action or decision required or permitted to be taken at a regular or special meeting of the Governing Board may be taken or made without the convening of a formal meeting, provided all members of the Governing Board so consent in writing and set forth in the same writing the action or decision to be taken or made. Such consent and writing shall have the same force and effect as a unanimous vote, and may be described as such in any document executed by the Council.

9. Compensation. Directors of the Council shall receive no compensation for their services but, by resolution of the Governing Board, may be reimbursed for expenses paid while acting on behalf of the Council. Upon written request of any Director of the Council, the Treasurer is authorized to reimburse said Director his or her reasonable out-of-pocket expenses incurred while acting on behalf of the Council, where such expenses are not otherwise reimbursed by the Director's business, organization, or agency.

Article V. OFFICERS

1. The Officers of the Council shall consist of a Chairman (to be known as the "Chief Executive Officer"), a President (to be known as the "Chief Operating Officer"), a Secretary, a Treasurer, and such other officers and assistant officers as the Governing Board may from time to time appoint, or authorize the Chief Executive Officer to appoint. The duties and term of office, not to exceed three years, of any such other officers and assistant officers shall be specified by the Governing Board or by the Chief Executive Officer if so authorized by the Governing Board.

2. Except as otherwise provided in paragraph 1 of this Article, the officers shall be elected by a majority of the Governing Board then in office. The Chief Executive Officer of the Council shall be elected from among the Directors of the Governing Board and shall serve a term of three years. Other officers need not also be Directors of the Governing Board and shall serve a term of one year. The tenure in office of any officer shall terminate by the same acts or events which are specified in paragraph 6 of Article IV as terminating the tenure of a Director of the Governing Board. In addition, however, any officer or assistant officer appointed by the Chief Executive Officer may be removed from office by the Chief Executive Officer upon such terms as the Chief Executive Officer may specify in writing to such officer.

3. Duties

(a) Chairman. The Chairman shall be the Chief Executive Officer of the Council. The Chairman shall preside at all meetings of the Governing Board and of the Executive Committee. He or she shall direct and supervise the execution, on behalf of the Council, of all decisions of or programs adopted by the Governing Board or the Executive Committee and shall have overall charge and supervision of the operations and affairs of the Council. He or she shall have such other powers and duties as shall be prescribed by the Governing Board or the Executive Committee from time to time. The Chief Executive Officer shall be subject in so acting to the continuing direction and supervision of the Governing Board and the Executive Committee.

(b) President. The President shall be the Chief Operating Officer of the Council. Under the general supervision of the Chief Executive Officer, he or she shall execute, on behalf of the Council, all decisions of or programs adopted by the Governing Board or the Executive Committee and shall conduct and administer the operation of

those powers and duties which normally pertain to the office of Chief Operating Officer, including but not limited to the authority to execute contracts or other instruments on behalf of the Council; to sign notes and other evidences of indebtedness of the Council; to lease or rent office space for the Council; to hire (at reasonable compensation) and discharge employees; and so on. She shall have such other powers and duties as shall be prescribed from time to time by the Chief Executive Officer or by the Governing Board or Executive Committee, under all of whose direction and supervision he or she shall be.

(c) Secretary. The Secretary shall keep the minutes of all meetings of the Governing Board or the Executive Committee; keep all documents and records pertaining to the operation and activities of the Council; issue notices of all meetings; file all reports required pursuant to the state and federal law; and perform such other duties as the Governing Board, Chief Executive Officer, or Chief Operating Officer may direct.

(d) Treasurer. The Treasurer shall take custody of all funds, gifts received and other assets of the Council; place them in accounts in the name of the Council in such banks or other depositories as the Governing Board may direct; disburse such funds or other assets upon direction from the Governing Board, Chief Executive Officer, or Chief Operating Officer; keep and maintain accurate and complete financial records of the assets, receipts and disbursements of the Council; collect all monies due the Council, pay routine bills and expenses of the Council without specific resolution of the Governing Board, but subject to ratification by the Governing Board; and perform such other duties as the Governing Board, Chief Executive Officer, or Chief Operating Officer may direct.

4. The Governing Board may, in its discretion, require the Treasurer and/or any other officer to furnish a bond of a kind and in the amount required and approved by the Governing Board.

5. Both the Secretary and the Treasurer shall permit any Director or his or her duly authorized attorney to inspect all books and records of the Council for any proper purpose at any reasonable time.

Article VI. MEMBERS

The Council shall have members. The Governing Board may in its discretion, by resolution, establish the terms and conditions of such membership and the dues which members shall be required to pay.

Article VII. ACCOUNTING PERIOD

Effective January 1, 1974, the annual accounting period of the Council shall be the calendar year.

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Article VIII. AMENDMENTS

The Governing Board shall have the power to alter, amend, repeal, or add to any of the by-laws of the Council and to adopt new by-laws in the place of any provisions deleted.